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PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION.

No. 3931—Legis. 22-18-5, dated 15th August 1919.

In exercise of the powers conferred by Section 12A of the Mysore Legislative Council Regulation, 1907, as amended by Regulation VI of 1919, the Government of His Highness the Maharaja of Mysore are pleased to make the following rules for the discussion of matters of general public interest in the Legislative Council.

By Order,

C. S. BALASUNDARAM IYER,

Chief Secretary to Government.

RULES FOR THE DISCUSSION OF MATTERS OF GENERAL PUBLIC INTEREST.

Matters open to discussion.

1. Any matter of general public interest may be discussed in Council subject to the following conditions and restrictions.

2. No such discussion shall be permitted in regard to any of the following subjects, namely:—

(a) any subject removed from the cognizance of the Legislative Council by section 12 of the Mysore Legislative Council Regulation, 1907;

(b) any matter under adjudication by a court of law having jurisdiction in any part of the Mysore State.

Resolutions.

3. Subject to the restrictions contained in rule 2, any member may move a resolution relating to a matter of general public interest.

Provided that no resolution shall be moved which does not comply with the following conditions, namely:—

(a) It shall be in the form of a specific recommendation addressed to the Government of His Highness the Maharaja;

(b) It shall be clearly and precisely expressed and shall raise a definite issue;

(c) It shall not contain arguments, inferences, ironical expressions or defamatory statements nor shall it refer to the conduct or character of persons except in their official or public capacity.

4. No member shall ordinarily be allowed to move more than one resolution at any session of the Council, and not more than twelve resolutions in all shall be moved at any session of the Council.

5. A member, who wishes to move a resolution, shall give notice in writing to the Secretary, at least fifteen clear days before the meeting of the Council at which he desires to move the same and shall together with the notice submit a copy of the resolution which he wishes to move.

Provided that the President may allow a resolution to be moved with shorter notice than fifteen days, and may, in any case, require longer notice or may extend the time for moving the resolution.

6. (1) The Secretary shall submit every resolution of which notice has been given to him in accordance with rule 5 to the President, who may either admit it or, when any resolution is not framed in accordance with rule 4, cause it to be returned to the member concerned for the purpose of amendment.

(2) If the member does not, within such time as the President may fix in this behalf, resubmit the resolution duly amended, the resolution shall be deemed to have been withdrawn.

7. The President may disallow any resolution or part of a resolution without giving any reason therefor other than that in his opinion it cannot be moved consistently with the public interests.

8. (1) No discussion in Council shall be permitted in respect of any order of the President under rule 6 or rule 7.

(2) A resolution that has been disallowed shall not be entered in the proceedings of the Council.

9. Resolutions admitted by the President shall be entered in the statement of business for the day in the order in which they are received by the Secretary.

Provided that the President may give priority to any resolution which he may consider to be of urgent public interest or postpone the moving of any resolution.

Discussion of resolutions.

10. No resolution shall be taken into consideration by the Council unless it is seconded.

11. The discussion of resolutions shall take place after all the other business of the day has been concluded.

12. (1) After the mover of a resolution has spoken, other members may speak to the motion in such order as the President may direct; and thereafter the mover may speak once by way of reply.

(2) No member other than the mover and the Member of His Highness' Council in charge of the department concerned shall speak more than once to any motion except, with the permission of the President, for the purpose of making an explanation.

13. No speech, except with the permission of the President, shall exceed fifteen minutes in duration.

Provided that the mover of a resolution, when moving the same, and the Member of His Highness' Council in charge of the department concerned may speak for thirty minutes.

14. (1) Every member shall speak from his place, shall rise when he speaks, and shall address the chair.

(2) At any time, if the President rises, any member speaking shall immediately resume his seat.

15. Any member may send his speech to the Secretary not less than two clear days before the day fixed for the discussion of a resolution, with as many copies as there are members, and the Secretary shall cause one of such copies to be supplied to every member.

16. The discussion of a resolution shall be limited to the subject of the resolution and shall not extend to any matter as to which a resolution may not be moved.

17. When a resolution is under discussion any member may, subject to all the conditions and restrictions relating to the resolutions specified in rules 2 and 3, move an amendment to such resolutions.

Provided that an amendment may not be moved which has merely the effect of a negative vote.

Provided further that no amendment shall be taken into consideration by the Council unless it is seconded.

18. Every amendment proposed shall be handed in writing to the Secretary.

19. A member who has moved a resolution or an amendment of a resolution may withdraw the same unless some member desires that it be put to the vote.

20. When, in the opinion of the President, a resolution and any amendment thereto have been sufficiently discussed, he may close the discussion by calling upon the mover to reply and the Member of His Highness' Council in charge of the department concerned to submit any final observations which he may wish to make.

Provided that the President may in all cases address the Council before putting the question to the vote.

21. (1) When an amendment to any resolution is moved, or when two or more such amendments are moved, the President shall, before taking the sense of the Council thereon, state or read to the Council the terms of the original motion and of the amendment or amendments proposed.

(2) It shall be in the discretion of the President to put first to the vote either the original motion or any of the amendments which may have been brought forward.

22. If any resolution involves many points, the President at his discretion may divide it, so that each point may be determined separately.

23. (1) Every question shall be resolved in the affirmative or in the negative according to the majority of votes.

(2) Votes may be taken by voices or by division and shall be taken by division if any member so desires.

(3) The President shall determine the method of taking votes by division.

General.

24. The President may assign such time as, with due regard to the public interest, he may consider reasonable for the discussion of resolutions or of any particular resolution; every resolution which shall not have been put to the vote within the time so assigned shall be considered to have been withdrawn.

25. Every resolution, if carried, shall have effect only as a recommendation to the Government of His Highness the Maharaja.

26. When a question has been discussed at a meeting of the Council, or when a resolution has been disallowed under rule 7 or withdrawn under rule 19, no resolution or amendment raising substantially the same question shall be moved within one year.

27. (1) The President shall preserve order and all points of order shall be decided by him.

(2) No discussion on any point of order shall be allowed unless the President shall think fit to take the opinion of the Council thereon.

(3) Any member may, at any time, submit a point of order to the decision of the President.

(4) The President shall have all powers necessary for the purpose of enforcing his decisions.

28. The President, for sufficient reason, may suspend any of the foregoing rules.